

S/N 10/791,334

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Cuvelier et al. Examiner: Unknown  
Serial No.: ~~10/791,334~~ 10/791,344 Group Art Unit: 3748 3745  
Filed: 03/01/2004 Docket No.: 758.1603US01  
Title: SILENCER FOR VENTILATION SYSTEM AND METHODS

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 September 2, 2005.

By:   
Name: Sharon Trent

THIRD SUPPLEMENTAL INFORMATION DISCLOSURE

STATEMENT (37 C.F.R. § 1.97(b))

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. Enclosed for the Examiner's information is a copy of the International Search Report. Applicant(s) note(s) reference(s) GB 726 882A; and NL 1 021 839 C2 also listed in the search report were previously cited to or by the Examiner. At least some of the references were recently cited in an International Search Report mailed August 5, 2005.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

A copy of any foreign patent document or "Other Document" listed on the Form 1449 is enclosed, in accordance with 37 C.F.R. § 1.98(a)(2). Because this application was filed after June 30, 2003, copies of the U.S. Patents and U.S. patent publications listed on the enclosed Form 1449 are not provided.

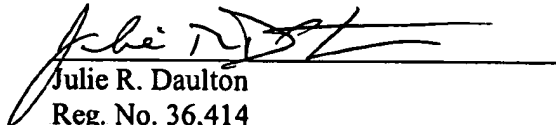
No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,  
MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

Date: 2 September 2005

  
Julie R. Daulton  
Reg. No. 36,414  
JRD:st



FORM 1449 INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary)	Docket Number: 758.1603US01	Application Number: <u>10/791,334</u> 10/791,344
	Applicant: Cuvelier et al.	
	Filing Date: 03/01/2004	Group Art Unit: <u>3248</u> 3745

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	2002/0092423 A1	07/2002	Gillingham et al.			

FOREIGN PATENT DOCUMENTS							
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	37 12 113 A1	10/1988	DE				x

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		

**23552**  
PATENT TRADEMARK OFFICE

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Cuvelier et al.  
Serial No.: ~~10/791,334~~ 10/791,344  
Filed: 03/01/2004  
Confirmation No.: 2415  
Due Date: 09/04/05  
Title: SILENCER FOR VENTILATION SYSTEM AND METHODS

Examiner: Unknown  
Group Art Unit: 3748 3745  
Docket: 758.1603US01  
Notice of Allow. Date:

**CERTIFICATE UNDER 37 CFR 1.8:**  
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 on September 2, 2005.  
By:   
Name: Sharon Trent

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**23552**  
PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Third Supplemental Information Disclosure Statement, Copy of International Search Report, Form 1449, citing 2 references; enclosing 1 Reference(s)
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

Merchant & Gould P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903  
612.332.5300

By:   
Name: Julie R. Daughton  
Reg. No.: 36,414  
JRD:S Trent